

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Municipal Administration & Urban Development – Tirupathi Municipal Corporation – Closure of 40 Feet unused road bit, measuring 203.12 Sq.Mtrs between the Plot Nos. 35 & 36 in L.P.No.95/74 in Tirupathi – Disposal of Site on market value – Permission – Accorded – Orders – Issued.

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (W1) DEPARTMENT

G.O.Rt.No. 236

Dated:12.02.2013

Read the following:

- 1) Representation of Sri S.Krishna Murthy, R/o Tiruchanur Road, Tirupathi.
- 2) Govt. Letter No.21380/H2/2010, Dated:03.11.2010.
- 3) From the Commissioner, Tirupathi Municipal Corporation, Tirupathi, Letter No.11351/2010/G1, Dated:09.03.2011.
- 4) From the Director of Town & Country Planning, Hyderabad Letter Rc.No.7945/2012/G, Dated:28-09-2012.

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O R D E R:

In the reference 1st read above, Sri S.Krishnamurthy, R/o Tirupathi, has submitted a representation to the Government, stating that he has owned two house plots bearing Plot Nos. 35 and 36 in L.P.No.95/74 in Sy.No.46, Sarada Nagar, Tiruchanur Road, Tirupathi and that there is a 40 feet wide layout dead end road in existence between his Plots which is not presently being used for road purpose as it is a dead end one and therefore requested the Government, to allot the unused road bit on cost basis, since the dead end road portion is not being used as road and as it is not connected to the neighbouring layouts/streets in the locality.

2. In the reference 2nd read above, while furnishing the copies of Representation and its enclosures, the Commissioner, Tirupathi Municipal Corporation, has been requested to furnish his remarks in the matter.

3. In the reference 3rd read above, the Commissioner, Municipal Corporation, Tirupathi, has furnished his Report, to the Government, through the Commissioner & Director of Municipal Administration, wherein, he has stated that, the above site was inspected by the Town Planning officials of the Corporation and verified with reference to the approved L.P.No.95/74 and reported that, a board has been erected between the plot Nos.35 & 36 showing that the site belonged to the Municipal Corporation, Tirupathi and no pucca road has been formed till date and no other streets are joining to dead end road portion. He has also stated that, as per ground position the said road portion is a dead end one and no pucca road formed till date. The southern side of the 40 feet wide Layout dead end road portion has already been developed with multi storied buildings. He has further stated that connecting this road with the neighboring streets/layout in Lakshmpuram is not possible, as already buildings were constructed in the Lakshmpuram layout.

4. The Commissioner, Municipal Corporation, Tirupathi, has furnished the detailed sketch showing the plot No.35 & 36 and road portion in LP No.95/74, Sarada Nagar Layout and existing private buildings in Lakshmpuram and the measurements of the dead end road portion is 16.65 m x 12.20m = 203.12 Sq. Mtrs. And the market value of the land as per basis register of Registration Department is Rs.8,500/- per Sq. Yard and the value of the land is Rs.20,77,740/- . Finally he has stated that, as per the Section 148(1.1) & Section 148 (2) of HMC Act 1955, the Municipal Corporation has no right to alienate/transfer the public property without approval of Government.

(P.T.O.)

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5. In the reference 4th read above, Commissioner, Municipal Corporation, Tirupathi, has furnished a copy of the Resolution of the Standing Committee in C.R.No.156, Dated:08.04.2011, for taking further action in the matter.

6. In the reference 5th read above, the Director of Town & Country Planning, has submitted his report to the Government, wherein he has submitted that, the Commissioner, Tirupathi Municipal Corporation - vide his Letter, Dt.08.2012, has submitted proposals for alienation of un-used road bit in L.P.No. 95/74 at Sarada Nagar, Tiruchanur Road, to Sri S.Krishna Murthy, on payment basis. In this regard he has submitted that, as per Section 374(2) of HMC Act with the sanction of the Corporation, the Commissioner may permanently close the whole or any part of Public Street vested in the Corporation duly following the procedure. Further as per Section 375 "whenever any or part of public street is permanently closed under section 374 the site of such street or of the portion there of which has closed, may be disposed off as the land vesting in the corporation".

7. In the light of the above, the Director of Town & Country Planning, has requested the Government, to direct the Commissioner, Tirupathi Municipal Corporation, to take action, for closure of the street and to dispose off the same as per the provisions of HMC Act, 1955. He has requested the Government to issue suitable orders in the matter.

8. In view of the above circumstances, Government, after careful examination of the matter, hereby accords permission to the Commissioner, Tirupathi Municipal Commissioner, for the disposal of 40 feet width Municipal blind road in L.P.No. 95/74 at Sarada Nagar, Tiruchanur Road, under road portion vested with the Municipal Corporation, for market value to Sri S.Krishna Murthy, R/o Tirupathi, on payment basis, for the closure of the street, in terms of Section 374(2) and Section 375 of HMC Act, 1955.

9. The Commissioner, Tirupathi Municipal Corporation, is requested to take necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**B.SAM BOB
PRINCIPAL SECRETARY TO GOVERNMENT**

To

The Commissioner, Tirupathi Municipal Corporation, Tirupathi.

Copy to:

The Collector, Chittoor District &

Special Officer, Tirupathi Municipal Corporation.

The Director of Town & Country Planning, Hyderabad

The Commissioner & Director of Municipal

Administration, Hyderabad

The PS to Principal Secretary (UD)

The OSD to Minister MA&UD

SC/SF.

// FORWARDED :: BY ORDER //

SECTION OFFICER